

UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF NEW YORK

-----X  
Luis Ramiro AVILES, et al.,

Plaintiffs

Against

ITM TWENTYFIRST, LLC, et al.

Defendants  
-----X

**CIVIL ACTION NO.:**  
**17-cv-2987-JPO**

Fernando Raul BENEDETTO, et al.,

Plaintiffs

Against

ITM TWENTYFIRST, LLC, et al.

Defendants  
-----X

**CIVIL ACTION NO.:**  
**17-cv-6087-JPO**

Hector Nestor ACEBEDO, et al.,

Plaintiffs

Against

ITM TWENTYFIRST, LLC, et al.

Defendants  
-----X

**CIVIL ACTION NO.:**  
**17-cv-7034-JPO**

Sabino Javier ALVAREZ, et al.,

Plaintiffs

Against

ITM TWENTYFIRST, LLC, et al.

Defendants

**CIVIL ACTION NO.:**  
**18-cv-128-JPO**

{00037862}

-----X  
Hector Jorge ARECO, et al.,

Plaintiffs

Against

ITM TWENTYFIRST, LLC., et al.

Defendants  
-----X

**CIVIL ACTION NO.:**

**18-cv-2416-JPO**

**STIPULATION OF DISMISSAL WITH PREJUDICE OF  
ALL CLAIMS AGAINST DEFENDANT ITM TWENTYFIRST, LLC ONLY**

IS HEREBY STIPULATED AND AGREED between the parties identified below, that Plaintiffs' claims against Defendant ITM TWENTYFIRST, LLC are hereby dismissed with prejudice, and without costs against any party, pursuant to Fed. R. Civ. P. 41(a)(1)(A). Nothing herein shall have any effect on Plaintiffs' claims as to any defendant other than ITM TwentyFirst, LLC.

Dated: New York, New York  
April 24, 2018

**PHILLIPS & PAOLICELLI, LLP**  
*Attorneys for Plaintiffs*

By: 

William H. Mack  
747 Third Avenue, Sixth Floor  
New York, New York 10017  
Tel: 212-388-5100  
Fax: 212-388-5200  
[wmack@p2law.com](mailto:wmack@p2law.com)

**WILSON ELSEER MOSKOWITZ  
EDELMAN & DICKER, LLP**  
*Attorneys for Defendant ITM TwentyFirst, LLC*

By: 

Janene M. Marasciullo  
150 East 42<sup>nd</sup> Street  
New York, New York 10017  
Tel: 212-490-3000  
Fax: 212-490-3038  
[janene.marasciullo@wilsonelser.com](mailto:janene.marasciullo@wilsonelser.com)

**SO ORDERED:**

{00037862}

April 26, 2018

  
J. PAUL OETKEN  
United States District Judge